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Paper No. 4

LERNER AND GREENBERG, P.A.
Post Office Box 2480
Hollywood FL 33022-2480

In re Application of:
Musiol, *et al.*
Application No. 10/036,031
Filed: December 31, 2001
Attorney Docket No. 1999 P 2198

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OFFICE OF PETITIONS

**DECISION GRANTING
PETITION**

This is a decision on the February 22, 2002 petition under 37 C.F.R. §1.10(c) requesting that the above-identified application be accorded a filing date of December 31, 2001 rather than the presently accorded filing date of January 4, 2002.

Petitioner alleges that the application was deposited in Express Mail service on December 31, 2001. In support, the petition is accompanied by a copy of Express Mail receipt no. EL600692254US (the same Express Mail number found on the original application papers located in the official file) showing a "date in" of December 31, 2001.

In view of the above, *this petition is granted*.

This application will be returned to Initial Patent Examination Division for correction of the filing date to December 31, 2001.

Telephone inquiries concerning this matter may be directed to the undersigned in the Office of Petitions at (703) 306-5593.

Scott M. Ledford
Attorney
Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Examination Policy